



Eric Gonzalez
District Attorney

**DISTRICT ATTORNEY
KINGS COUNTY**

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In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: THOMAS FUSCO

MOS TAX: 940918

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION DATED 11/16/2010:
MEMOBOOK INCOMPLETE
ACTION TAKEN: 'B' CD ISSUED
CASE CLOSED 04/27/12.

Disclosure # 2:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION DATED 07/28/2011:
DRV-MEMOBOOK INCOMPLETE/IMPROPER
ACTION TAKEN: LETTER OF INSTRUCTION ISSUED
CASE CLOSED: 07/15/2013

Disclosure # 3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION:
ON 09/16/2011, MOS, HAVING BECOME AWARE THAT A PERSON HAD BEEN STOPPED BY ANOTHER MEMBER OF THE SERVICE, DID FAIL TO MAKE ENTRIES IN HIS ACTIVITY LOG.
ACTION TAKEN: B-CD ISSUED - WARNED, ADMONISHED AND INSTRUCTED

Disclosure # 4:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION:
ON OR ABOUT 10/29/2011, MOS DID FAIL TO MAKE COMPLETE ENTRIES IN HIS ACTIVITY LOG IN VIOLATION OF PATROL GUIDE PROCEDURE 212-08 (ACTIVITY LOGS).
ACTION TAKEN: B-CD ISSUED - MOS FORFEITED ONE (1) VACATION DAY

Disclosure # 5:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION DATED 05/11/2012:
MEMOBOOK INCOMPLETE
ACTION TAKEN: LETTER OF INSTRUCTION ISSUED
CASE CLOSED 04/24/2013

Disclosure # 6:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION DATED 06/12/2013:
DRV-INCOMPLETE/IMPROPER MEMOBOOK

ACTION TAKEN: LETTER OF INSTRUCTION ISSUED

Disclosure # 7:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION DATED 10/14/2013:
DRV-INCOMPLETE/IMPROPER MEMOBOOK
ACTION TAKEN: LETTER OF INSTRUCTION ISSUED

Disclosure # 8:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS DATED 09/15/2014
1. PD ITEM, LOST-MEMOBOOK
2. MEMOBOOK INCOMPLETE/IMPROPER
ACTION TAKEN: B-CD ISSUED, LETTER OF INSTRUCTION ISSUED
CASE CLOSED: 09/15/2014

Disclosure #9:

The People are aware of the following federal civil rights action(s) and/or state tort civil lawsuit(s) in which the indicated officer has been named as an individual defendant. Note, the disposition information may not be current:

PLAINTIFF	DOCKET	COURT	FILED	DISPOSED	DISPOSITION
Tyquan Myrick	13-CV-2544	EDNY	4-26-13	1-23-14	Settlement, without admission of fault or liability
Dominick Caraballo, Martiza Mullero, et al.	10-CV-1885	EDNY	4-27-10	7-5-12 Affirmed on 5-14-13	Court of Appeals Affirmed the District Court's Summary Judgment in favor of Defendants
Hakeem Williams	12-CV-5443	EDNY	11-2-12	1-7-14	Settlement, without admission of fault or liability

THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 10:

CCRB CASE NO. 201111996
REPORT DATE: 09/16/2011
DATE OF INCIDENT: 09/16/2011
ALLEGATIONS:
1. ABUSE – PREMISES ENTERED AND/OR SEARCHED
2. OMN - FAILURE TO PREPARE MEMOBOOK ENTRY (NO CCRB JURISDICTION)
ACTION TAKEN: NYPD ISSUED INSTRUCTIONS AND COMMAND DISCIPLINE B

Disclosure # 11:

CCRB CASE NO. 201200624
REPORT DATE: 01/13/2012
DATE OF INCIDENT: 01/06/2012
ALLEGATIONS:
1. OMN - FAILURE TO PREPARE MEMOBOOK ENTRY (NO CCRB JURISDICTION)

Disclosure # 12:

CCRB CASE NO. 201204614
REPORT DATE: 04/11/2012
DATE OF INCIDENT: 04/08/2012

ALLEGATIONS:

1. OMN - FAILURE TO PREPARE MEMOBOOK ENTRY (NO CCRB JURISDICTION)

Disclosure # 13:

CCRB CASE NO. 201213311

REPORT DATE: 10/15/2012

DATE OF INCIDENT: 10/03/2012

ALLEGATIONS:

1. OMN - FAILURE TO PREPARE MEMOBOOK ENTRY (NO CCRB JURISDICTION)

Eric Gonzalez
District Attorney
Kings County